

ULP INDEX

(Settlement Stipulation, Formal continued)

Record-Documents Required	10164.4, 10166.5
Submission of/Transmittal.....	10164.8
Transcripts, Hearing—Not Part of the	
Record	10166.3(c)
Unilateral Settlement 10164.7(a)(3), 10164.7(b)(3)	
Violence, Cases Involving	10164.3
Waiver of	
Further Proceedings.....	10166.4
Hearing	10166.3
Withdrawal of Allegations.....	10166.1
Withdrawal from	10164.3
Severance of Cases	11718, 11720
Skip Counsel Issues.....	10058, 10122.8, 11750.2
Special Litigation, Submissions to (See	
Submissions to Headquarters)	
Statements (see Affidavits/Statements)	
Statutory Priority Cases (see CC, CD, CE, or CP	
Cases)	10200–10248
Stipulated Record to ALJ or the Board..	10284–10288
ALJ, Submission to	10286
Board, Submission to.....	10288
Briefs, Filing of	10286, 10288
Content	10284
Submissions to Headquarters, See	
Generally	11750–11754
Advice Submissions	11750.1–.3,
..... 11753.1(a), .2(a), 11754.2(a)-(b)	
ALJ Decision—Novel/Complex Policy	
Questions Raised	10430.2
C Case Submissions	11750, 11750.1
CD Case—Agreed Upon Method Not	
Invoked.....	10216.1(d), 10240
Exceptions/Cross-Exceptions, Where	
Advice Authorized.....	10438.3
Formal Settlement—Unilateral	
Agreement	10164.7(a)(2), .8
Formal Settlement—Withdrawal	
Attempt by Respondent	10164.3
Format and Content of Request for	
Advice	11750.2
Motions for Reconsideration of Board	
Decision.....	10452, 11754.2(b)
Novel Issues or Remedies.....	10124.4
Notice Posting Period Less Than 60	
Days.....	10132.1
Oral Argument Before Board ...	10438.6, 10442
Postcomplaint Submissions—Subpoena	
Issues Listed	11753.1
Posthearing Submissions Listed	11753.2
Remedial Initiatives.....	10124.4, 10130.12
Reopening Case after 10(b)—Other	
Circumstances.....	10123.1
Settlement Where Directed in Complaint	
Authorization.....	10124.4
Skip Counsel Issues in Advice Cases ..	11750.2

(Submissions to Headquarters continued)

Statutory Priority (10(l) and (k))—	
Significant Cases	10200.2
Subpoenas	
Constitutional Defense..	11754.2(a), 11770.4
Enforceability	11770.6,
..... 11772, 11790, 11790.3–.5	
Enforcement Issues—Private Party	
Subpoena	11754.2(a), 11790.1
Privilege Issues	11770.4, 11784
Withdrawal of Charge—Advice	
Authorized Complaint	10120.1
Appeals Submissions/Notification	
Blocking Charge-Processing of Petition	
Pending.....	11732
Exceptions/Cross-Exceptions Where	
Appeals Authorized	10438.3
Notification of Pending 8(b)(7)–8(a)(2)	
Dismissed.....	10234.3
Regional Action & Notice-Case Pending	
in Appeals	10122.8–.13
Reopening of Case Where Appeal	
Denied.....	10123.2
Settlement Where Directed in Com-	
plaint Authorization.....	10124.4
Skip Counsel Issues in Cases on	
Appeal.....	10122.8
Withdrawal of Charge—Appeals	
Authorized Complaint	10120.1
Withdrawal Request after Dismissal—	
Pending in Appeals.....	10120.8
Contempt and Compliance Branch Sub-	
missions/Notification	
Repeat Violators: Meritorious New Charge	
and Contempt.....	10052.10
Subpoenas	
Constitutional Defense—Compliance;	
Board or Court Order Involved.....	11770.4
Enforceability Problems—Compliance;	
Board or Court Order Involved....	11770.6,
..... 11772, 11790, 11790.3–.5	
Enforcement Issues—Private Party	
Subpoena where Compliance; Board	
or Court Order Involved	11790.1
Financial Records—RFP Delayed	
Notice.....	11770.5 fn.4
Privilege Issues—Compliance; Board	
or Court Order Involved ...	11770.4, 11784
Subpoena Enforcement—Motion	
Procedure	11798.2
Operations Submissions/Notification	11751,
..... 11752, 11753.1(b), 11754.2(c)	
Advice Requests—Copy to Operations	
.....	11750.2
ALJ Decision—Analysis of Significant	
Losses	10430.1

ULP INDEX

(Submissions to Headquarters continued)

Attorney—Before Named in Complaint..	11752
Communications with Headquarters, Generally	11880
Confidential Agency Documents	10398, 11753.1(b), 11820
Congressional Inquiries	11886, 11886.1–2
Consolidation of Cases—More than One Region	11716
Contacts with Headquarters of Other Agencies	11705.1
Declaratory Orders—Board Jurisdiction .	11710
Evidence of Forgery—Authorization Cards.....	10066.3
Interregional Transfers—Individual Cases.....	11714.1
Misconduct by Attorneys or Party Reps.	10058.6, 11884
National Mediation Board Jurisdiction (RLA)—Arguable.....	11711.2
Settlement Where Appeal Sustained— Appropriateness	10122.12
Severance of Cases—GC Authorized Consolidation.....	11718
Statutory Priority (10(l) and (k))— Significant Cases	10200.2
Subpoena of Agency Documents and Personnel—AGC for Operations Authority	11824.1(d)
Suits Against Agency/Requests for Intervention (Copy)	11751
Violations of Other Statutes and Misconduct	10070
LMRDA Violation Referrals	10070.1
Obstruction of Justice and Perjury... ..	10070.3
OSHA and MSHA.....	10070.2, 11752
Possible Criminal Conduct.....	10070.3, 11754.2
Witness Statements—Party Use Other than Cross-Exam	10394.9
R Case Submissions	11754
Executive Secretary or Representation Appeals.....	11754.1
Advice, Special Litigation, or Operations	11754.2
Special Litigation Submissions/Notifi- cation	11750–11754
Communications with Parties— Bypassing Attorney or Representative .	11844
Current Supervisors/Agents of Party Represented by Attorney— Voluntarily Come Forward.....	10058.2(d)
Ethics Questions	10058
Former Supervisors/Agents of a Party Represented by Attorney— Interviews	10058.2(d)

(Submissions to Headquarters continued)

Privilege—Attorney-Client.....	10058.7
Privilege—Proffered Evidence	10054.2
Subpoenas Constitutional Defense.....	11770.4
Enforceability	11770.6, 11772, 11790, 11790.3–5
Enforcement Issue—Private Party Subpoena	11790.1
Privilege Claimed	11770.4
Subpoena Enforcement—Motion Procedure	11798.2
Subpoenas to Agency Personnel—Non- Board Proceedings Instructions to Testify/Produce Records Without Permission	11826.4
Motion to Quash/Petition to Revoke.....	11826.1
Suits Against Agency and Requests for Intervention.....	11751
Third Party Witnesses—Party Attorney	10058.4(c), 11770.4
Subpoenas.....	11770–11808, 11824–11826
Ad testificandum, Subpoenas	11774
Board Personnel and Documents	11820–11828
Duces Tecum, Subpoenas.....	11776
Enforcement of	11790–11808
Enforcement of Private Party Subpoena....	11790.1
Fees, Witness	11780
“Fishing,” as Defense to Enforcement.....	11796
Hearing Delays to Enforce.....	10406.4
Hearing Subpoenas	11772
Investigative Subpoenas	10054.5(b), 11770
Jurisdiction to Issue and to Enforce.....	11792
Revoke, Petition to	11782, 11826
Service	10340, 11778
Trial Subpoenas	11772
Witnesses to be Subpoenaed.....	11772, 11774
Summary Judgment, Motion for Test of Certification-8(a)(5) Cases ...	10025, 10282
Other Summary Motions	10283
No Answer Filed (Default Judgment).....	10280.3
Submission to Board.....	10282.2
Expeditious Processing-Test of Certifica- tion-8(a)(5)	10025
Supervisors/Agents as Witnesses	10058
Parties Not Represented by Attorneys	10058.3
Parties Represented by Attorneys.....	10058.2

T

Temporary Restraining Orders (see Injunctions, especially 10244) 10(b)	10052.2, 10123.1
10(e) Injunctive Relief	10320
10(j) Injunctive Relief (see Injunctions). ..	10310-10314

ULP INDEX

10(k) Determination, Compliance with (see also CD Cases)	10218
10(k) Hearing (see also CD Cases).....	10214
10(l) Injunctive Relief (see Injunctions)	10238–10248
Testimony by Board Agents	11820, 11824–11826
Time Goals for Processing Cases, Impact Analysis	11740
Timeliness of Charge.....	10052.2
Timing of Settlement Attempts	10126
Transcripts	
Corrections in	10412
Sale of Copies of Transcripts.....	11870.6
Transfers of Cases between Regional Offices ...	11714
Trial (see Hearing, C Case Trial)	
Trial Attorney, Responsibilities of.....	10270, 10330–10340, 10380
Trial Brief-Pretrial	10336
Trial Brief to ALJ	10410
Trial Preparation (see also Hearing, C Case Trial)	10270, 10330–10340
Types of Cases.....	10020

U

Uncooperative Charging Parties	10054.1–.5
Union Agents as Witnesses .	10058, 10058.2, 10058.3
Union Disestablished.....	10134.3–.4
Union-Security Arrangements, Legality of	
Complaint, Allegation in	10266.3
Not Alleged in Charge.....	10067

V

Violence (see also Injunctions Under 10(j) and (l)).....	10164.3
Violations of Other Federal Statutes	10070
Violations of Titles I–VI of Reporting and Disclosure Act	10070.1

W

Waiver of Hearing	10166.3
Withdrawal of ULP Case.....	10120
Advice, Pending in	11750.1
After Complaint.....	10275, 10276
Conditional Withdrawal	10120.5, 10142.3
Non-Board Adjustment	10124, 10140–10142
Prior to Complaint	10120
Prior to Service of Charge	10120.9
Refiling of Same Allegation.....	10120.7, 10123
Reopening Conditionally Withdrawn Cases.....	10123.3

(Withdrawal of ULP Case continued)

Solicited (Charge to be Dismissed)	10120.2
Unsolicited.....	10120.1
Withdrawal, Appeal from the Decision of an ALJ to Accept	10154.6
Withdrawal Requested after Dismissal.....	10120.8
Withdrawal of Notice of Hearing, 10(k) proceedings (see also CD cases).....	10216.1
Withdrawal of Recognition.....	10134.3
Witness Fees	11780
Witness Claims of Privilege Against Self-Incrimination	11784
Witnesses	
Agents of Parties.....	10054.4, 10058
At Trial	10394
Affidavit Interviews (See Affidavits/Statements)	
Affidavits/Statements (See also under Affidavits/Statements).....	10060
Copies to Opposing Counsel	10394.9
Use at Hearing	10394.6
Use, Restriction on	10394.9
Board Agents	11820–11826
Credibility of	10064
Cross-examination of.....	10394.4
Examination of	10394.2
Group Interviews, Avoid	10060.2
Interviews	
Charged Party	10054.4, 10058
Charging Party	10054.2, 10058
Third Party	10054.3, 10058
Leading Questions, Avoid at Trial.....	10394.2
Objections to Questions.....	10394.5
Offers of Proof.....	10396
Opposition to Production of Statements of	10394.8
Order of Calling.....	10394.2
Production of Statements	
Confusion Over Existence of Producible Statement	10394.8
Criteria for	10394.7–.10
Entered in Record	10394.10
Excision of Unrelated Portions	10394.8
Opposition to	10394.8
Respondent’s Counsel, to	10394.7–.9
Reinterviews	10064, 10250, 10334.2
Separation of.....	10394.1
611(c), Rule-Examination.....	10394.3
611(c) Witnesses, Subpoena of.....	10394.3
Supervisors/Agents of	
Employer	10054.4, 10058, 10058.2, 10058.3
Union Agents... ..	10054.4, 10058, 10058.2, 10058.3